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CARRIER CORPORATION

**UNITED STATES DISTRICT OF COURT
NORTHERN DISTRICT OF CALIFORNIA**

ROBERT SCHOELZEL,

Plaintiff,

v.

ASBESTOS DEFENDANTS, As Reflected on
Exhibits, et al.,

Defendants.

Case No. C 08-03113 JSW

**[PROPOSED] ORDER DENYING
PLAINTIFFS' MOTION FOR REMAND**

Date: November 7, 2008
Time: 9:00 a.m.
Courtroom: 2, 17th Floor

Having considered the papers and arguments submitted in support, in opposition and in reply to Plaintiff's Motion to Remand Case to the California Superior Court, County of San Francisco, and good cause appearing:

IT IS HEREBY ORDERED that the Motion is DENIED and this case remains venued in the United States District Court for the Northern District of California. Plaintiff's request for attorneys' fees and costs pursuant to 28 U.S.C. section 1447(c) is DENIED.

Dated: _____

UNITED STATES DISTRICT